

§ 185.6

forces or any other forces identified for exclusion by the Chairman of the Joint Chiefs of Staff, unless otherwise directed by the Secretary of Defense.

(iii) The DODRDB shall serve as the basis for emergency reports under continuity of operations, damage assessment, and residual capabilities, and shall include (but not be limited to) reports through the STARCs required by subsection F.2. of DoD Directive 3020.26.¹⁴

(4) Plan and conduct civil-military training courses and exercises in conjunction with FEMA.

(k) The Commander in Chief, Forces Command; the Commander in Chief, U.S. Atlantic Command; and the Commander in Chief, U.S. Pacific Command, shall:

(1) In accordance with guidance from the DoD Executive Agent communicated through the Chairman of the Joint Chiefs of Staff—

(i) Serve as DoD Planning Agents for MSCA for the areas specified in § 185.4(b)(3); and develop MSCA plans and preparedness measures for their MSCA areas of responsibility.

(ii) Ensure cooperative planning for MSCA operations between DoD Components, FEMA, and other Federal or State civil agencies, as required.

(iii) Utilize RMEC teams to assist in plan development.

(iv) Coordinate with the STARCs through channels established by the Secretary of the Army; and utilize liaison officers provided for in DoD Directive 1215.6 and others, as appropriate, to facilitate coordination of emergency planning.

(v) Plan to perform any designated function of the DoD Executive Agent under this part, if ordered by the Secretary of Defense in time of war or attack on the United States.

(vi) Evaluate MSCA plans, preparedness measures, and training in joint civil military exercises.

(2) Furnish MSCA as directed by the DoD Executive Agent. Employ RMEC Teams and liaison officers, as appropriate, to coordinate emergency response operations with civil agencies, the National Guard, the Military Departments and the CINCs.

¹⁴ See footnote 4 to § 185.1(f).

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(3) Furnish assistance to civil authorities in non-declared emergency situations when directed by the DoD Executive Agent.

(l) The Directors of the Defense Agencies shall:

(1) Designate a principal planning agent and regional planning agents for MSCA, and advise the DoD Executive Agent of such designated agents.

(2) Ensure effective and efficient coordination of planning by subordinate elements with Federal Regions, STARCs, and State and local civil authorities, through the DoD Planning Agents, as directed by the DoD Executive Agent.

(3) Furnish resources for MSCA when directed by the DoD Executive Agent.

(4) Make DoD resources available for technical support to the other DoD Components for MSCA, when required.

(5) Respond to requests by the DoD Executive Agent to identify resources for the DODRDB.

(6) Provide representatives to serve on RMEC teams, as requested by the DoD Executive Agent.

§ 185.6 Information requirements.

The reporting requirements in § 185.5 are exempt from licensing in accordance with paragraph E.4.b. of DoD 8910.1–M.¹⁵

PART 186—THE DoD EXPLOSIVES SAFETY BOARD

Sec.

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AUTHORITY: 10 U.S.C. 172.

SOURCE: 49 FR 10118, Mar. 19, 1984, unless otherwise noted.

§ 186.1 Purpose.

(a) This part is reissued and establishes the DoD Explosives Safety Board (DDESB) as a joint activity of the Department of Defense under title 10, United States Code, assigns responsibilities, and prescribes procedures.

¹⁵ See footnote 4 to § 185.1(f).

(b) This part authorizes publication of DoD 6055.9-STD, "DoD Ammunition and Explosives Safety Standards," consistent with DoD 5025.1-M, "DoD Directives System Procedures," April 1981.

§ 186.2 Applicability.

This part applies to the Office of the Secretary of Defense (OSD), the Military Departments, the Defense Nuclear Agency (DNA), and the Defense Logistics Agency (DLA) (hereafter referred to collectively as "DoD Components"). The term "Military Services," as used herein, refers to the Army, Navy, Air Force, and Marine Corps.

§ 186.3 Definition.

Ammunition and explosives. Include liquid and solid propellants and explosives, pyrotechnics, riot control agents, smokes, incendiaries and chemical agents in any of the following: bulk form, ammunition, rockets, missiles, warheads, devices, and components thereof, used by the Military Services, but exclude wholly inert items and nuclear warheads and devices, except for considerations of blast, fire, and nonnuclear fragment hazards associated with the explosives.

§ 186.4 Organization.

(a) The DDESB shall be composed of a chairman, a member from each Military Department, and be supported by a permanent civilian and military secretariat. The normal tour of duty for military personnel is 3 years.

(1) The Assistant Secretary of Defense (Manpower, Reserve Affairs, and Logistics) (ASD(MRA&L)) shall select and appoint the chairman from officers in the grade of 0-6 or higher, nominated by a Military Department Secretary or designee. The chairmanship will rotate among the Military Department every 3 years. The ASD(MRA&L), or designee, shall evaluate the chairman's performance.

(2) The Secretary of each Military Department shall (i) select one qualified officer in the grade of 0-6 or higher to serve as a member of the DDESB in addition to his or her assigned duties, and one alternate of equivalent grade who shall act for his or her principal, if absent, with plenary powers. The alternate may be a qualified civilian em-

ployee of the Military Department concerned; and (ii) assign one qualified officer in the grade of 0-6 to the DDESB secretariat to advise the chairman on the Department's policies and procedures concerning explosives safety matters.

(3) The Directors of the DNA and DLA shall designate a knowledgeable official from each of their Agencies who, in addition to assigned duties, shall serve as a nonvoting member of the DDESB when the business before the DDESB concerns that agency.

§ 186.5 Responsibilities.

(a) The *Assistant Secretary of Defense (Manpower, Reserve Affairs, and Logistics)* shall have principal OSD staff responsibility for DDESB activities.

(b) The *Heads of DoD Components*, or their designees, shall:

(1) Consistent with DoD Directive 5000.19, "Policies for the Management and Control of Information Requirements," March 12, 1976, provide the DDESB with information and support necessary to discharge its assigned responsibilities and functions.

(2) Submit plans for construction or modification of pertinent facilities, outlining the type, character, and siting of the proposed construction or modification to the chairman, DDESB, for review and approval before inclusion of the project in proposed legislation for the current budget year, or before NATO or host country approval of funds. If plans provide less than prescribed safety, they shall be accompanied by a certification letter from the head of the DoD Component concerned that such siting is essential because of operational necessity or other compelling reasons.

(3) Submit to the chairman, DDESB, for review and approval, plans for leasing, transferring, or disposing of DoD real property where ammunition and explosives contamination exists or is suspected to exist.

(4) Set interim safety standards for the manufacture, storage, and handling of ammunition and explosives pending the publication of DoD 6055.9-STD.

(5) Keep the DDESB informed on safety problems related to ammunition